

Fair Political Practices Commission
INTERNAL MEMORANDUM

To: Chairman Johnson and Commissioners Hodson, Huguenin, Leidigh, and Remy

From: Andreas C. Rockas, Senior Commission Counsel, Legal Division
Carla Wardlow, Chief, Technical Assistance Division
Scott Hallabrin, General Counsel

Subject: Adoption of Proposed Amendments to Regulation 18351 – The Commission’s Conflict-of-Interest Code

Date: July 30, 2007

Proposed Commission Action: Adopt amendments to Regulation 18351, the Commission’s conflict-of-interest code.

Reason for Proposal: Pursuant to Section 87306, every state agency, including the Commission, must amend its conflict-of-interest code when it creates new job classifications, changes job titles, or alters the scope of job duties for designated employees. These amendments must be approved by the agency’s code reviewing body. (Section 87303.) Section 87306 also requires agencies to conduct a biennial review of their conflict-of-interest codes. As a result of the biennial review and several changes to staff job classifications and titles, it has become necessary to amend the Commission’s code.

Summary of Proposed Amendments: The Commission’s conflict-of-interest code is in Regulation 18351. The proposed amendments to Regulation 18351 (in underline/strikeout format) are attached to this memorandum as Exhibit A. These amendments essentially make the following changes to the code: (1) Add two new employee classifications with new job duties; (2) Reflect four title changes to existing job classifications; (3) Eliminate two job classifications that no longer exist in their divisions; (4) Reflect expanded duties for two existing job classifications; and (5) Eliminate two disclosure categories. The reasons for the amendments are set forth in detail in the “Proposed Final Statement of Reasons,” attached to this memorandum as Exhibit B. Pursuant to the procedures set forth in Regulation 18750 (state agency requirements for amending conflict-of-interest codes), once the Commission approves amendments to the code, it will be submitted to the Attorney General for final approval. The Attorney General is the code reviewing body for the Commission. (Section 82011(d).)

Staff Recommendation: The staff recommends adoption.